



**CITY OF LODI
COUNCIL COMMUNICATION**

AGENDA TITLE: Accept Improvements Under Contract for Stockton Street Parkway Landscape Project from Tokay Street to Alley North of Locust Street

MEETING DATE: December 7, 2005

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council accept the improvements under the "Stockton Street Parkway Landscape Project from Tokay Street to Alley North of Locust Street" contract.

BACKGROUND INFORMATION: The project was awarded to Odyssey Landscape, of Stockton, on October 15, 2003, in the amount of \$81,327.60. The contract has been completed in substantial conformance with the plans and specifications approved by City Council.

This project consisted of installing approximately 11,000 square feet of landscape, 120 various street trees, and other miscellaneous and related work. There was a delay in starting the project due to a prolonged review of the DBE submittals and a concern over planting trees during the hot summer months. The contract completion date was December 31, 2005, and the actual completion date was December 1, 2005. In Contract Change Order No.2, Odyssey Landscape agreed to water the trees through December 2005. However, the contractor has been informed that its watering services could cease as of December 1, 2005, because the trees are now dormant. The final contract price was \$96,882.60. The difference between the contract amount and the final contract price is mainly due to Contract Change Order No. 2, which paid the contractor to water the trees until December 2005. The original contract included a 90-day maintenance period. At the end of the contract maintenance period, City staffing was not available to continue the watering, and the City asked Odyssey Landscape for assistance in watering the trees for an additional two years until they were more established.

At the completion of the contract, 19 trees had either died or deteriorated to the point where they would not survive. This resulted from property owners not caring for the trees and other conditions not controlled by the City or the contractor. It was decided that replacement of the dead trees was not a prudent expenditure of funds and they have been removed.

Plans and specifications for this project were approved on December 8, 2002, at which time the City Manager was authorized to award the contract. The City received the following eight bids for this project:

Bidder	Location	Bid
Engineer's Estimate		\$ 89,771.00
Odyssey Landscape	Stockton	\$ 81,327.60
DB Landscape	Redding	\$ 81,753.75
AM Stephens Construction	Lodi	\$ 94,841.05
Planned Environmental	Lafayette	\$ 98,509.14
Gateway Landscape	Livermore	\$ 99,940.00
Olympic Land	Sacramento	\$100,420.00
Emert Construction	Stockton	\$105,134.00
Pacheco Brothers	Hayward	\$113,945.00

APPROVED: _____

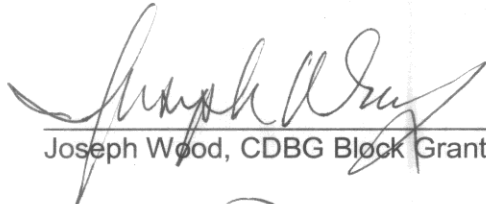
Blair King, City Manager

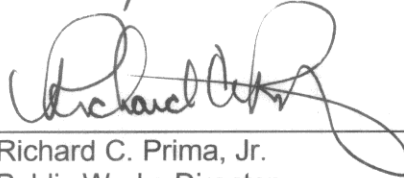
Following acceptance by the City Council, the City Engineer will file a Notice of Completion with the County Recorder's office.

FISCAL IMPACT: There will be a slight increase in long-term maintenance costs.

FUNDING AVAILABLE: Budgeted Fund: Community Development Block Grant
Contract Amount: \$96,882.60


James R. Krueger, Finance Director


Joseph Wood, CDBG Block Grant Coordinator


Richard C. Prima, Jr.
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RCP/WKF/pmf

cc: Joel Harris, Purchasing Officer
Joseph Wood, Community Development Block Grant Coordinator